**IN THE HIGH COURT OF BOMBAY AT GOA**

**WRIT PETITION NO. 105 OF 2006**

Smt. Shanti Devi rep. by
Her Constituted Attorney
and Husband Shri F. B.
Singh. ... Petitioner

versus

Union of India through
Secretary and another. ... Respondents

Mr. S. Y. Thaly, Advocate for the Petitioner.

Mr. J. S. Vaz, Central Government Standing Counsel for the Respondents.

**CORAM : A. P. LAVANDE &**
**N. A. BRITTO, JJ.**

**DATE : 21ST MARCH, 2006.**

**P.C.:-**

Heard Mr. S. Y. Thaly, the learned Counsel on behalf of the petitioner and Mr. J. S. Vaz, the learned Central Government Standing Counsel for the respondents. An Order under Section 5 of the Public Premises(Eviction of Unauthorised Occupants) Act, 1971 is appealable. An appeal lies against the said Order to the District Court and being so, we are not inclined

to entertain this writ petition. Mr. Thaly submits that certified copy of the impugned Order has been furnished to the petitioner only yesterday and that in terms of the relevant provisions of the said Act the petitioner has time of 12 days to file an appeal, after publication of the eviction order.

Mr. Vaz makes a statement that no further action towards eviction of the petitioner would be taken by the respondents for a period of 12 days from today.

Mr. Thaly also submits that on 8-3-2006 the petitioner has filed an application for certified copies of the records and proceedings of the Estate Officer.

Mr. Vaz makes a statement that the same would be provided to the petitioner.

In the light of the above, nothing survives in this petition and accordingly the same is disposed of.

**A. P. LAVANDE, J.**

**N. A. BRITTO, J.**

**RD**